



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent
Application:

Serial No.: 09/759,698

Filing Date: January 12, 2001

Entitled: APPARATUS AND METHOD FOR SEALING
A VERTICAL PROTRUSION ON A ROOF

Attorney
Docket No.: MAY1023-012

#4
4-25-02
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Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 CFR §1.8 (a)

Date of Deposit: ~~Feb.~~ 18, 2002

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.


Sheri L. Burke

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. §1.48(a)

Applicant respectfully requests permission to enter the enclosed Amendment in the above-identified patent application. The Amendment addresses a correction in the inventorship of the patent application under 37 C.F.R. §1.48(a). The Amendment will add the name of one inventor who was inadvertently excluded as an inventor at the time of filing of this application. The question of proper inventorship arose during a review of the patent application involving the Applicant and the undersigned attorney of record. The claims pending in this application properly fall under the joint inventorship of Steven Mayle and Robert L. Mayle. The undersigned hereby certifies that such error was made without deceptive intent. Applicant first became aware of a possible problem with inventorship on or about the end of June, 2001, after

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the application was filed. Thereafter, the above named inventors were contacted individually to confirm the need for a change in inventorship. This endeavor took weeks to fully accomplish. Therefore, it is respectfully submitted that this petition is being timely filed within two months of the final determination of correct inventorship.

Applicant respectfully requests that Robert L. Mayle be added as an inventor in the above-identified application.

Applicants respectfully request the recommendation of the Primary Examiner and the approval of the Commissioner to enter the Amendment to correct inventorship being filed contemporaneously herewith.

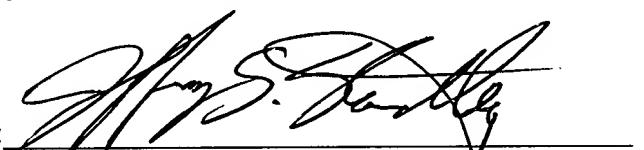
A Declaration and Power of Attorney signed by Robert L. Mayle is enclosed as required by 37 C.F.R. §1.63.

Accompanying this Petition are the Verified Statements of Steven Mayle and Robert L. Mayle, setting forth the error that occurred, the discovery of such error, and that it occurred without deceptive intent.

A check in the amount of \$130.00 is also enclosed to cover the prescribed fee under 37 C.F.R. §1.17(i).

Respectfully submitted,

By:



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Sheri L. Burke
SHERI L. BURKE

STATEMENT IN SUPPORT OF PETITION TO
CORRECT INVENTORSHIP UNDER 37 C.F.R. §1.48(a)

I, Steven Mayle, declare as follows:

- 1) That I am an inventor in the above identified U.S. Application;
- 2) That after the filing of the above-captioned application, a thorough review of inventorship in relation to the pending claims revealed that I am not the sole inventor of the subject matter claimed in the instant application;
- 3) That Robert L. Mayle should be added as a co-inventor in the instant application;
- 4) That this error was discovered after the filing date of the instant application;
- 5) That this error occurred without any deceptive intent on my part; and
- 7) That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Further Declarant sayeth not.

Date 12-17-01


Steven Mayle



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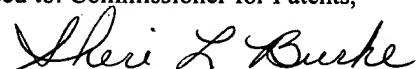
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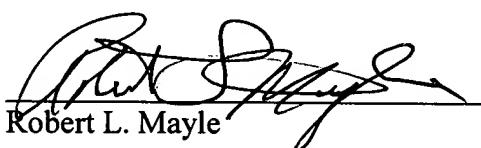
I, Robert L. Mayle, declare as follows:

- 1) That I am a joint inventor in the above referenced patent application;
- 2) That after the filing of the instant application, a thorough review of inventorship in relation to the pending claims revealed that I am a joint inventor of the subject matter claimed in the instant application;
- 3) That this error was discovered after the filing date of the instant application;
- 4) That this error occurred without any deceptive intent on my part; and
- 7) That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Further Declarant sayeth not.

Date 12-17-01



Robert L. Mayle